

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference NO 7382/WO/PCT	FOR FURTHER ACTION see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below.	
International application No. PCT/EP 03/07232	International filing date (day/month/year) 07/07/2003	(Earliest) Priority Date (day/month/year) 06/09/2002
Applicant NESTEC S.A.		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 4 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

- a. With regard to the **language**, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

- b. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international search was carried out on the basis of the sequence listing:

☐ contained in the international application in written form.

☐ filed together with the international application in computer readable form.

☐ furnished subsequently to this Authority in written form.

☐ furnished subsequently to this Authority in computer readable form.

☐ the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.

☐ the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

2. ☐ **Certain claims were found unsearchable** (See Box I).

3. ☐ **Unity of invention is lacking** (see Box II).

4. With regard to the **title**,

☒ the text is approved as submitted by the applicant.

☐ the text has been established by this Authority to read as follows:

5. With regard to the **abstract**,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. The figure of the **drawings** to be published with the abstract is Figure No. 1

☒ as suggested by the applicant.

☐ because the applicant failed to suggest a figure.

☐ because this figure better characterizes the invention.

☐ None of the figures.

A. CLASSIFICATION OF SUBJECT MATTER
IPC 7 A23G9/28

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 A23G

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, PAJ, WPI Data

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 4 094 236 A (G. H. GORDON ET AL.) 13 June 1978 (1978-06-13)	1,5
Y	the whole document	6,7
Y	GB 697 500 A (ALFRED JAMES) 23 September 1953 (1953-09-23) the whole document	6,7
X	GB 472 428 A (RICHARD HIRSCHSON) 23 September 1937 (1937-09-23) the whole document	1
X	US 2 673 531 A (BEER DONALD ALBERT E) 30 March 1954 (1954-03-30) the whole document	1,5,7-9
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☒ Further documents are listed in the continuation of box C.☒ Patent family members are listed in annex.

* Special categories of cited documents:

- *A* document defining the general state of the art which is not considered to be of particular relevance
- *E* earlier document but published on or after the international filing date
- *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the international filing date but later than the priority date claimed

- *T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- *Y* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- *8* document member of the same patent family

Date of the actual completion of the international search

14 October 2003

Date of mailing of the international search report

14/11/2003

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C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 1 232 576 A (A. C. LEICH ET AL) 10 July 1917 (1917-07-10) the whole document ---	1
A	US 3 182 611 A (IRVING RUBENSTEIN) 11 May 1965 (1965-05-11) the whole document ---	1,9
A	CA 1 056 215 A (NELHAM ASS R) 12 June 1979 (1979-06-12) the whole document ---	1
A	GB 1 219 593 A (ESKIMO PIE CORP.) 20 January 1971 (1971-01-20) the whole document ---	1,9
A	US 2 778 321 A (RICHARD HIRSCHSON) 22 January 1957 (1957-01-22) the whole document ---	1
A	US 5 931 086 A (GRUBZAK YANCEY ET AL) 3 August 1999 (1999-08-03) page 2 -----	1,9

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
US 4094236	A	13-06-1978	NONE	
GB 697500	A	23-09-1953	NONE	
GB 472428	A	23-09-1937	NONE	
US 2673531	A	30-03-1954	NONE	
US 1232576	A		NONE	
US 3182611	A	11-05-1965	NONE	
CA 1056215	A	12-06-1979	CA 1056215 A1	12-06-1979
GB 1219593	A	20-01-1971	NONE	
US 2778321	A	22-01-1957	NONE	
US 5931086	A	03-08-1999	AU 1306499 A WO 9922602 A2	24-05-1999 14-05-1999